

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

CRP/EXTELL PARCEL I, L.P.,

Plaintiff,

v.

ANDREW M. CUOMO, in his capacity as THE
ATTORNEY GENERAL OF THE STATE OF NEW
YORK, et al.

Defendants.

10-CV-3801 (GBD)

NOTICE OF APPEAL

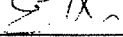
NOTICE OF APPEAL

Notice is hereby given that Plaintiff CRP/EXTELL PARCEL I, L.P., in the above named action, hereby appeals to the United States Court of Appeals for the Second Circuit from the denial of Plaintiff's Motion for Preliminary Injunction and lifting of the Temporary Restraining Order, ordered from the bench at approximately 1:45 PM on May 18, 2010.

Dated this 18th day of May, 2010.

Armonk, New York

Respectfully submitted,
BOIES SCHILLER & FLEXNER LLP

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Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I, Edward Normand, hereby certify that a true and correct copy of PLAINTIFF
CRP/EXTCELL'S NOTICE OF APPEAL was served via FedEx electronic mail on the 18th day
of May, 2010, on the following recipients:

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